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PATENT TRADEMARK OFFICE

10-24-06

RCE

REQUEST
FOR
CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provided for continued examination of a utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	~~08/849,653~~ 09/849 653
Filing Date	May 4, 2001
First Named Inventor	Katsuakira Moriwake et al.
Group Art Unit	2174
Examiner Name	Muhebbullah, Sajeda
Attorney Docket Number	450108-4484.1

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under C.F.R. § 1.114.**

   a. ☐ Previously submitted
      i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
         (Any unentered amendment(s) referred to above will be entered)
      ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _ _ _ _
      iii. ☐ Other _ _ _ _ _
   b. ☒ Enclosed
      i. ☒ Preliminary Amendment
      ii. ☐ Affidavit(s)/Declaration(s)
      iii. ☐ Information Disclosure Statement (IDS)
      iv. ☐ Other _ _ _ _ _

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2. **Miscellaneous**

   a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(a). (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(I) **required**)
   b. ☐ Other _ _ _ _ _

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3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

   a. ☒ A check in the amount of $790.00 is enclosed for the following:
      i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
      ii. ☐ Extension of time fee (37 C.F.R. §§ 1.17)
      iii. ☐ This is a Petition for a -month extension of time. A check for is enclosed.
   b. ☒ The Director is authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 50-0320.
   c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Paul A. Levy	Registration No. (Attorney/Agent)	45,748	
Signature		Date		October 23, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United State Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to: Mail Stop RCE, Commissioner For Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Barnet Shindman	
Signature		Date	October 23, 2006

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